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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re application of : Confirmation No. 4981  
Hiroshi TAKANASHI et al. : Docket No. 2000-1749  
Serial No. 09/739,750 : Group Art Unit 1752  
Filed December 20, 2000 : Examiner S. Lee

NEGATIVE-WORKING PHOTSENSITIVE  
RESIN COMPOSITION AND PHOTSENSITIVE  
RESIN PLATE USING THE SAME

APPELLANTS' BRIEF

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is an appeal from the final rejection of June 19, 2002.

1. REAL PARTY IN INTEREST.

The real party in interest is Tokyo Ohka Kogyo Co., Ltd, a corporation of Japan.

2. RELATED APPEALS AND INTERFERENCES.

There are none.

3. STATUS OF CLAIMS.

The claims on appeal are 1 and 3-5.

Claim 2 has been canceled.

Comparative Example 5 (newly presented herewith)

$$[1.0/(190+5.0+0.2+1.0+1.0+0.05+1.0+3.0)-90] \times 100 = \underline{0.899 \text{ wt. \%}}$$

Comparative Example 6 (newly presented herewith)

$$[5.0/(190+5.0+0.2+1.0+1.0+0.05+5.0+3.0)-90] \times 100 = \underline{4.338 \text{ wt. \%}}$$

Comparative Example 7 (newly presented herewith)

$$[5.0/(190+5.0+0.2+1.0+1.0+0.05+1.0+5.0)-90] \times 100 = \underline{4.264 \text{ wt. \%}}$$

As is apparent from the above calculations, Tanaka fails to disclose or suggest the range of component (E) as recited in claim 1 of the present invention (1.0 - 2.0 wt.%) or the range of 1.0 - 1.5 wt%. of present claim 3.

Thus, the rejections on prior art are untenable and should be withdrawn.

For the foregoing reasons, reversal of the Final Rejection is respectfully requested.

#### **9. APPENDIX.**

A copy of the claims on appeal is set forth in an Appendix to this Brief.

#### **CONCLUSION.**

This brief is submitted in triplicate with the requisite fee of \$320.00.

Respectfully submitted,

Hiroshi TAKANASHI et al.

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